



APP.# 10/810,184

**In the Drawings:**

Please amend drawings # 6 , # 9, # 12, # 19, # 20, # 21, and # 23

Each of the above mentioned drawings to be amended have a

corresponding attached drawing marked "Annotated Marked-up

Drawing" and a clean drawing marked " Replacement Sheet".

No new matter has been added.

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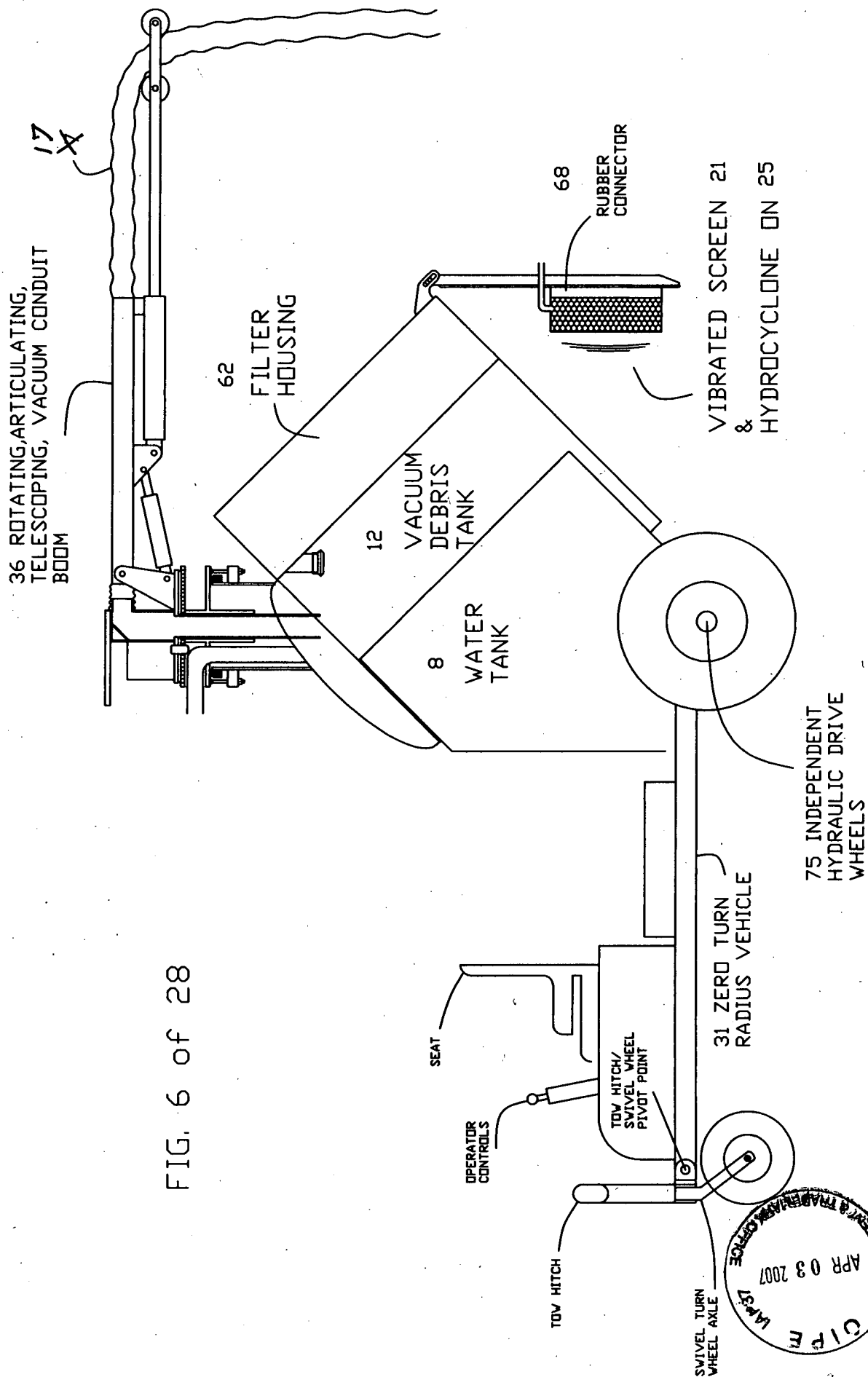
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ANNOTATED MARKED-UP COPY of Drawings

FIG. 6 of 28



ANNOTATED Marked-up COPY of Drawings

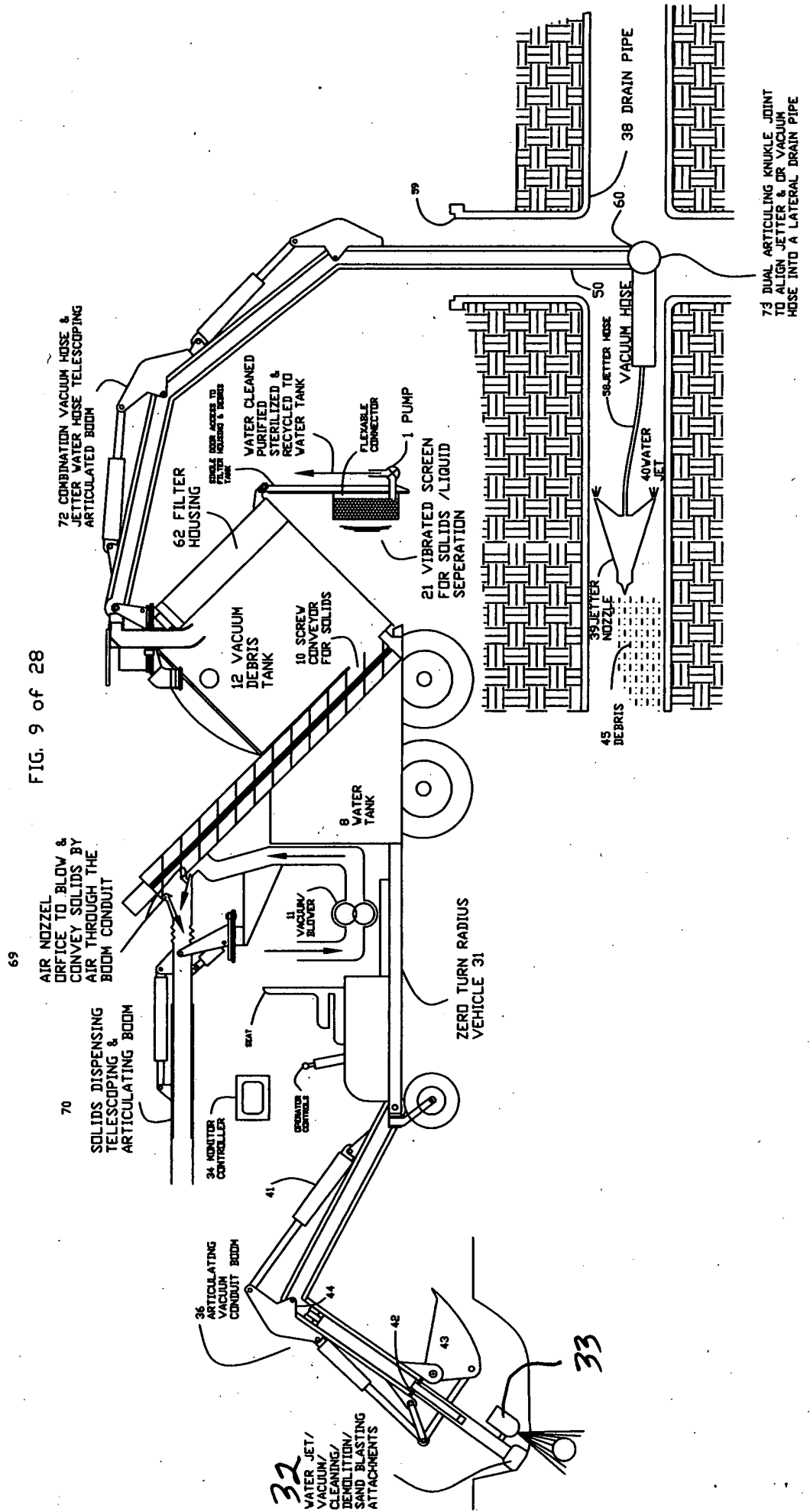


FIG. 12  
of 28

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113 EXAMPLE OF MEANS TO  
MOBILIZE VACUUM CONDUIT  
& DEMOLITION/CUTTING/  
SAND BLASTING HEAD

111 WATER JET/  
VACUUM/  
CLEANING/  
CUTTING/  
DEMOLITION/

NOTE: VEHICLE MAY BE DESIGNED WITH  
OPERATOR AND ATTACHMENTS ON EITHER  
END DEPENDING ON APPLICATION & NEEDS

32

111 WATER JET/  
VACUUM/  
CLEANING  
CUTTING/  
DEMOLITION/  
SAND BLASTING/  
ATTACHMENTS

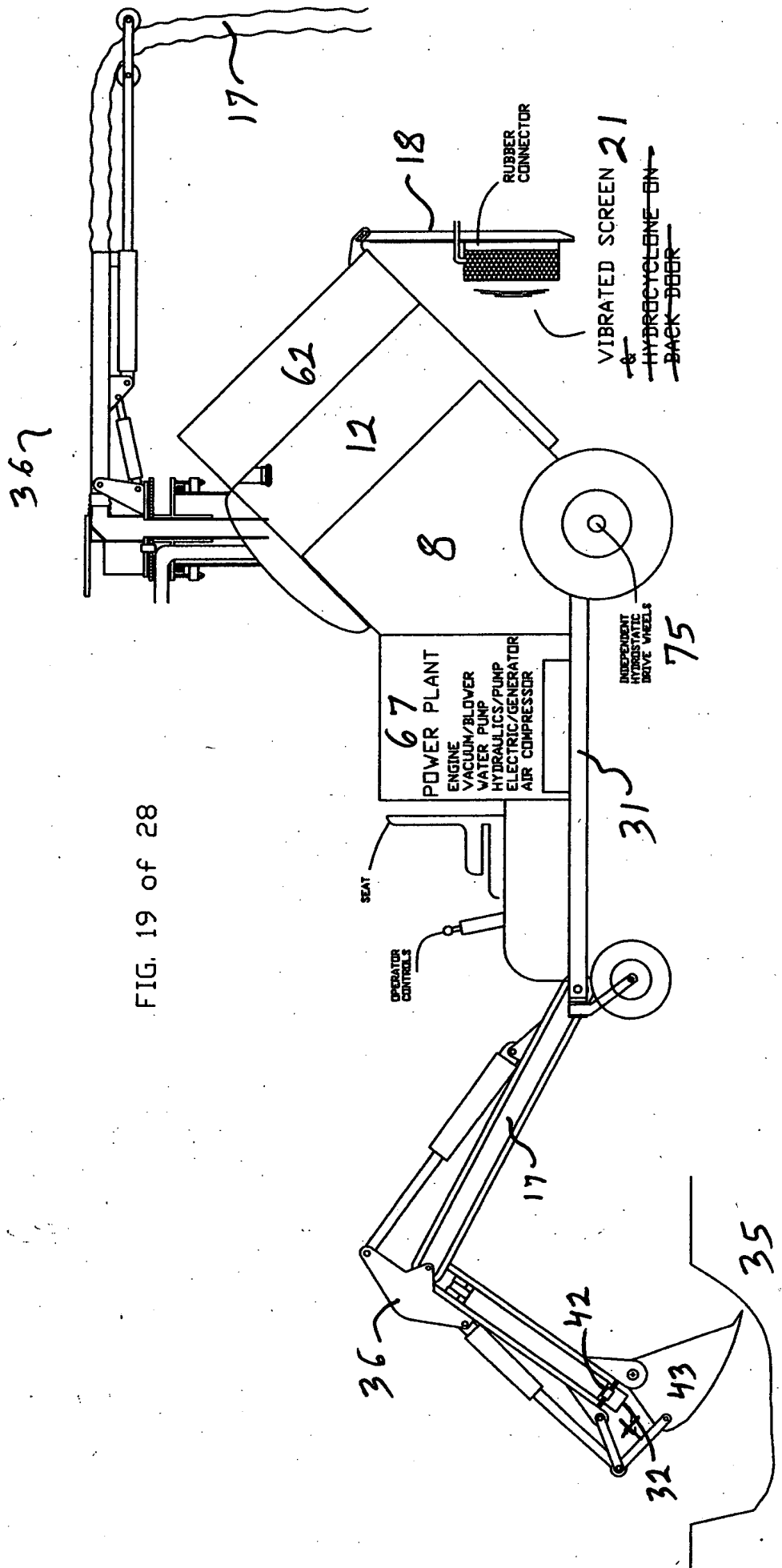
~~15~~ UTILITY 15

**SENSOR  
UTILITY  
LOCATOR**

33

ANNOTATED MARKED-UP COPY 8Drwin

FIG. 19 of 28



ANNOTATED MARKED-UP COPY OF DRAWING

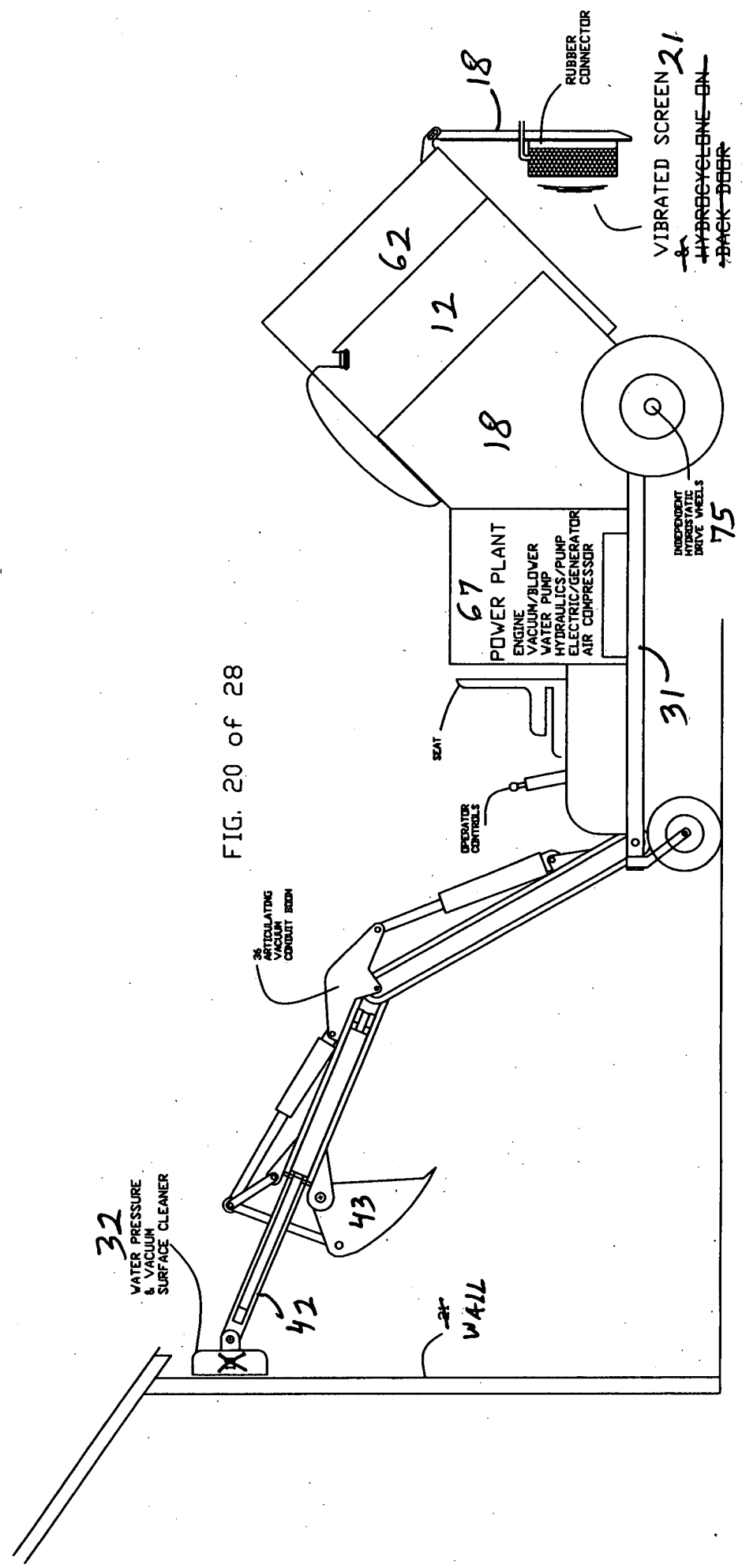
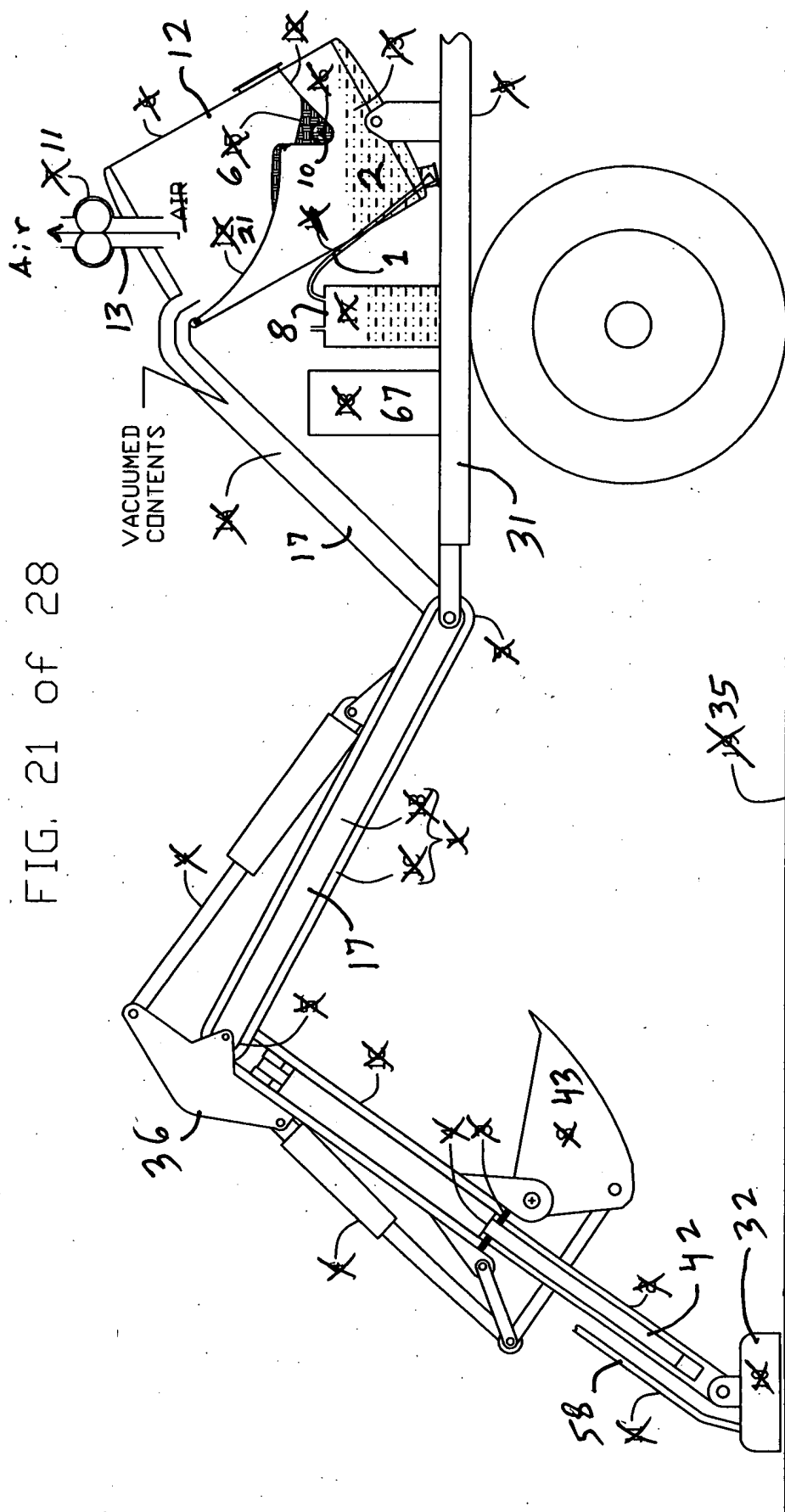
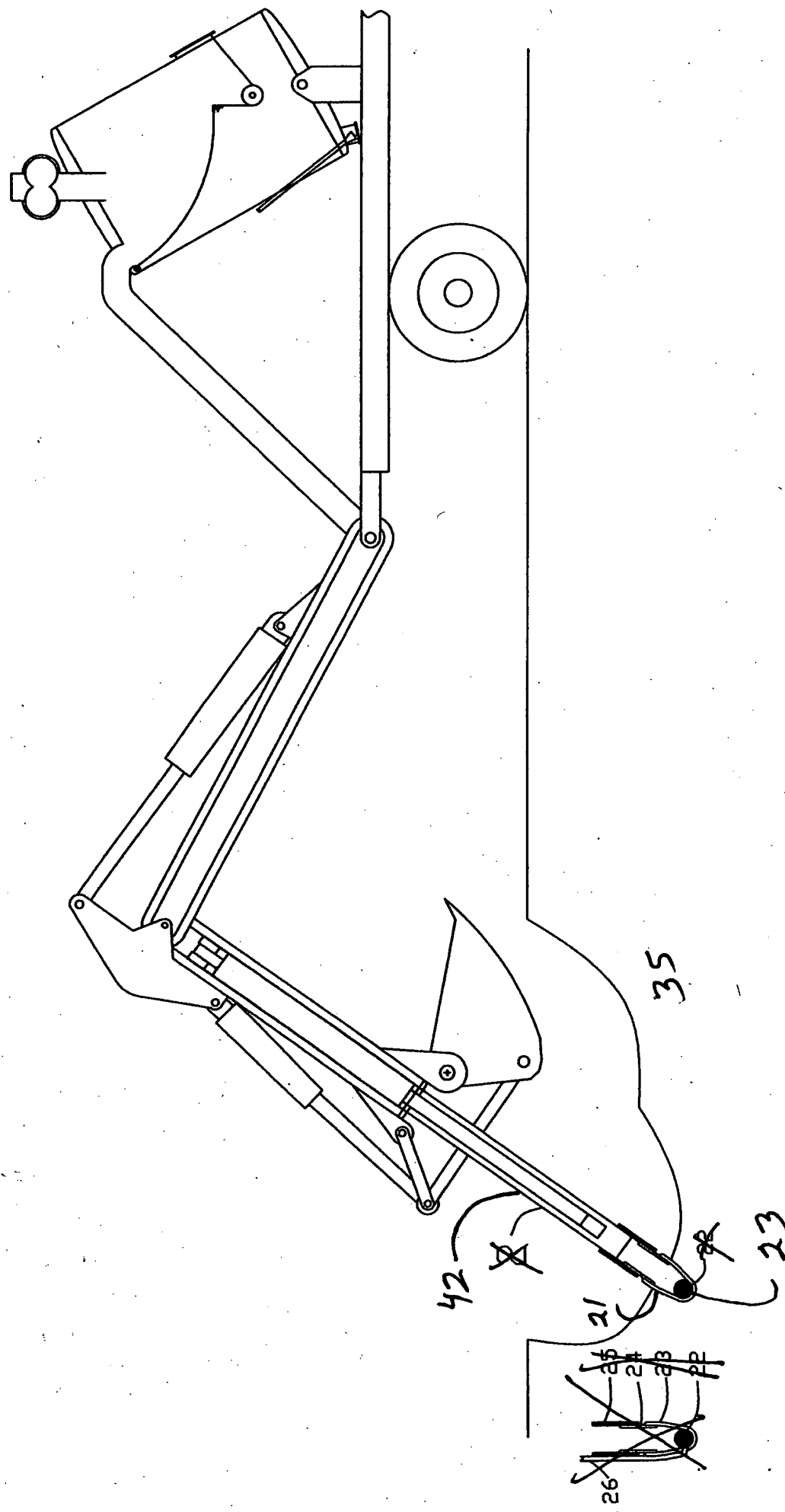


FIG. 21 of 28



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FIG. 23 of 28





**Remarks :**

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Applicant thanks the Examiner for his thorough case examination and submits the following amendment for allowance.

**Allowable Subject Matter**

Applicant thanks the Examiner for pointing out the allowable subject matter of Claims 22-25, 27, 32, 33 and 34 as well as the allowance of Claim 17.

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**Claim Rejections – 35 USC 112**

Examiner rejected claims 16-35 under 35 USC 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Independent Claims 16-18 have been amended to clarify and particularly point out the subject matter which applicant regards as the invention. Claims 16-35 are now believed to be in allowable condition.

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In claim 29, lines 2-3, “the structural support members” has been amended to clarify the intended invention and avoid improper antecedent basis. In claim 34, lines 2 and 3, “the end” has been amended to clarify the intended invention and avoid improper antecedent basis.

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Examiner objected to claim 21, claim 30, and claim 32 because “or” should be changed to “and”. Claims 21, 30 and 32 have been amended to change “or” to “and” as requested.

#### Claim Rejections – 35 USC 102

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Examiner rejected claims 16, 18, 19, 20, 21, 26, 28, 29, 30, 31, and 35 under 35 USC 102(b) as being anticipated by Pobihushchy (5,408,766).

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Pobihushchy discloses a hydraulic excavation machine. Polihushchy’s intention is to patent a retractable vacuum hose used on a vacuum truck. In his drawings, Fig.3 and fig 4 show a horizontally mounted vacuum tank which requires an auger to remove debris from it. Two sloping sides of the vacuum tank serve to feed

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debris into the horizontally mounted auger. Fig.3 & fig 4 also show that two separate water storage tanks are used, one on either side of the horizontally mounted vacuum tank. Paragraphs 3 of the Summary of the Invention describe a horizontally mounted vacuum tank, having two sloping walls leading to an elongated trough wherein an auger is arranged which is requires to forcibly empty

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soil from the vacuum tank. Paragraphs 4 of the Summary of the Invention describes that two separate water supply tanks, one on each side of the vacuum tank, are the means of water storage. Pobihushchy fails to disclose a compact mobile vacuum method having a compact arrangement means to minimize the surface footprint of a system, a vacuum debris container being mounted at an inclined slope sufficient to allow debris to be emptied from said vacuum tank by gravity. Pobihushchy fails to disclose a vacuum debris container being mounted at an inclined slope sufficient to allow debris to be emptied from said vacuum debris

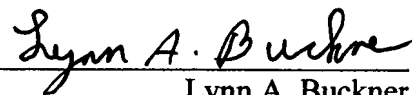
5 tank by gravity and providing space and means to store water below the incline of  
said vacuum container. Pobihushchy fails to disclose a vacuum container being  
mounted at an inclined slope sufficient to allow debris to be emptied from said  
vacuum debris tank by gravity and having an inclined slope air filter & housing  
mounted adjacent to said vacuum container and providing space and means to  
10 store water below the incline of said vacuum container.<sup>ii</sup>

“A claim is anticipated [under 35 USC 102 (b)] only if each and every  
element as set forth in the claim is found, either expressly or inherently described,  
in a single prior art reference.” Verdegaal Bros. vs. Union Oil Co. of California, 2  
U.S.P.Q. 2d1051, 1053 (Fed. Cir. 1987), (emphasis added). See M.P.E.P. 2131.

15 While an embodiment of the invention has been illustrated, it should be  
understood that numerous variations and modifications will undoubtedly become  
readily apparent to those skilled in the art. Accordingly, the precise design and  
structure of the invention should not be limited to that depicted in the drawings and  
description, but rather is defined in the claims appended hereto.

20 It is believe that the claims are in a condition of allowance.

Respectfully submitted,

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